

ORDINANCE NO. 12-_____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting a vacation of a portion of a utility and drainage easement; that the applicant has represented to the City of Huntsville that WP Madison Investments LLC, is the owner of the property across which said easement lies; that said easement or portion being vacated is not presently used and are no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easement hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA }
COUNTY OF MADISON }

KNOW ALL MEN BY THESE PRESENTS, that THE CITY OF HUNTSVILLE, a municipal corporation, hereinafter referred to as grantor, for and in consideration of the sum of Ten Dollars (\$10.00) in hand paid by WP MADISON INVESTMENTS LLC, an Alabama limited liability company, hereinafter referred to as grantee, the receipt whereof is hereby acknowledged and other good and valuable consideration, does hereby remise, release, quitclaim and convey unto the said grantee all of its right, title, interest, and claim in and to the following described real estate situated in the County of Madison, State of Alabama, to wit:

ALL THAT PART OF TRACT 1 OF ANSLEE FARMS PHASE 1 AS SHOWN BY THE MAP OR PLAT OF SAID SUBDIVISION RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA IN DOCUMENT NUMBER 20071213000868880, AND BEING MORE PARTICULARLY DESCRIBED AS COMMENCING AT A POINT ON THE WEST RIGHT-OF-WAY OF ANSLEE WAY, SAID POINT BEING AT THE NORTHEAST CORNER OF LOT 8 OF SAID ANSLEE FARMS PHASE 1, SAID PROBATE RECORDS, AND BEING LOCATED NORTH 15 DEGREES 16 MINUTES 40 SECONDS EAST, 710.88 FEET FROM THE SOUTHWEST CORNER OF SECTION 7, TOWNSHIP 3 SOUTH, RANGE 1 WEST; THENCE SOUTH 54 DEGREES 30 MINUTES 39 SECONDS WEST, 10.00 FEET TO A POINT; THENCE NORTH 35 DEGREES 29 MINUTES 21 SECONDS WEST, 5.00 FEET TO THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED;

THENCE FROM THE POINT OF BEGINNING SOUTH 54 DEGREES 30 MINUTES 39 SECONDS WEST, BEING 5.00 FEET FROM AND PARALLEL WITH THE NORTH BOUNDARY OF SAID LOT 8, 130.00 FEET TO A POINT; THENCE NORTH 35 DEGREES 29 MINUTES 21 SECONDS WEST, 76.47 FEET TO A POINT;

THENCE NORTH 54 DEGREES 30 MINUTES 39 SECONDS EAST, 130.00 FEET TO A POINT;

THENCE SOUTH 35 DEGREES 29 MINUTES 21 SECONDS EAST, BEING 10 FEET FROM AND PARALLEL WITH THE WEST RIGHT-OF-WAY OF ANSLEE WAY, 76.47 FEET TO THE POINT OF BEGINNING AND CONTAINING 9941 SQUARE FEET, MORE OR LESS.

SUBJECT TO RESTRICTIONS OF RECORD.

TO HAVE AND TO HOLD the same unto the said grantee and to its successors and assigns forever.

IN WITNESS WHEREOF, the said grantor has caused this instrument to be executed by its duly authorized officer this the 23 day of August, 2012.

THE CITY OF HUNTSVILLE,
a municipal corporation

By: _____ (SEAL)
Tommy Battle
Its: Mayor

ATTEST:

By: _____
Charles E. Hagood
Its: City Clerk Treasurer

STATE OF ALABAMA }
COUNTY OF MADISON }

I, the undersigned, a notary public in and for said County, in said State, hereby certify that Tommy Battle and Charles E. Hagood, whose names as Mayor and City Clerk Treasurer of the City of Huntsville, a municipal corporation are signed to the foregoing instrument, and who are known me, acknowledged before me on this day that, being informed of the contents of the instrument, they, in their capacity as such officers, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

GIVEN under my hand and official seal this the 23 day of August, 2012.

(SEAL)

Notary Public
My Commission Expires: _____



Ordinance No. 12-_____ (Cont.)
WP Madison Investments LLC

ADOPTED this the 23rd day of August, 2012.

President of the City Council
of the City of Huntsville, Alabama

APPROVED this the 23rd day of August, 2012.

Mayor of the City of
Huntsville, Alabama